U.S. Department of Justice

United States Attorney
Eastern District of New York

271 Cadman Plaza East
Brooklyn, New York 11201

July 20, 2012

VIA ECF

Honorable Roanne L. Mann
United States Magistrate Judge
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York 11201

Re: Padro v. Astrue, Commissioner of Social Security
Civ. No. 11-1788 (E.D.N.Y.) (Amon, J.) (Mann, M.J.)

Dear Magistrate Judge Mann:

This office, in conjunction with the Department of Justice, represents the Commissioner of Social Security in the above-referenced action. Pursuant to the Court's June 18, 2012 Order, this letter is submitted in follow up to the parties' earlier status reports (Docket Nos. 75, 78, 80 & 82) and to provide the Court with the current status of the parties' settlement discussions.

As anticipated in this office's June 15, 2012 status report, on July 16, 2012, government counsel provided plaintiffs' counsel with a proposed, formal settlement agreement. Plaintiffs' counsel is currently reviewing the July 16 draft agreement and expects to provide government counsel with proposed changes shortly. In addition to finalizing the language of the settlement agreement, the parties also must address language for various Notices, drafts of which have not yet been circulated. Importantly, as previously reported to the Court and plaintiffs' counsel, before any settlement agreement can be considered final, it will need to be approved in its entirety by the officials with lawfully granted settlement authority within the Department of Justice.

In light of the above, and given the planned absences in July and August of several government attorneys who are integral to the settlement process, the parties agree to file a status report by September 10, 2012..

Respectfully submitted,

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